

**MINUTES OF THE MEETING  
OF THE  
BOARD OF NURSING  
August 17, 2006**

**Call to Order**

Marcy Echternacht, President, called the meeting of the Nebraska Board of Nursing to order at 8:30 a.m. on August 17, 2006, at the Staybridge Conference Center, Lincoln, Nebraska. Copies of the agenda were sent to Board members, news media and other interested persons, and posted.

**Roll Call**

The following members were present:

Marcy Echternacht, RN, President  
Mary Megel, RN, Vice-President  
Jacqueline Ross, RN, Secretary (arrived 8:36 a.m.)  
Joyce Bunger, Public member  
Crystal Higgins, RN  
Nancy Gondringer, RN  
Sandra Mann, Public member  
Mary Bunger, RN  
Deanna Lloyd, LPN  
Julie Brauer, RN

The following members were absent:

Dawn Nickel, LPN  
Lori Smith, RN

A quorum of the Board was present and the meeting convened. Also present from the Credentialing Division was Charlene Kelly, RN, Executive Director and Ruth Schuldt, RN, Compliance Monitor. Present from the Investigations Division was Michael Grutsch, Marletta Stark, RN, Peggy Persell, RN, Sharon Fitts, RN. Present from the Attorney General's office was Terri Nutzman Assistant Attorney General and Julie Agena, Assistant Attorney General.

**Review of Agenda**

The board reviewed the agenda. The Third Quarter LAP Report was added to the consent agenda and discussion of attendance at the CAC Meeting was added as item 4.7.

1. Brauer made the motion seconded by Gondringer **that the board adopt the agenda as amended.**

Voting Aye: Mann, Ross, Gondringer, Echternacht, Megel, J. Bunger, M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: none. Absent: Smith and Nickel.  
Motion carried.

### **Review of the Consent Agenda**

The board reviewed the consent agenda. One correction was made to the minutes of the July 13-14, 2006 meeting.

2. J. Bunger made the motion seconded by Mann **that the board adopt the consent agenda and approve the following:**
  - C.1. **July 13-14, 2006 Board of Nursing meeting minutes as amended.**
  - C.2. **Third Quarter LAP Report**

Voting Aye: Mann, Ross, Gondringer, Echternacht, Megel, J. Bunger, M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: none. Absent: Smith and Nickel.  
Motion carried.

8:35 a.m.

3. M. Bunger made the motion seconded by Higgins **that the board go into closed session for the purpose of reviewing investigation reports.**

Voting Aye: Mann, Ross, Gondringer, Echternacht, Megel, J. Bunger, M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: none. Absent: Smith and Nickel.  
Motion carried.

9:05 a.m. Lloyd left the meeting.

9:15 a.m. Lloyd returned.

9:35 a.m. The meeting recessed.

9:45 a.m. The meeting reconvened.

10:05 a.m. Sheila Exstrom arrived.

10:30 a.m. The meeting recessed. Persell and Fitts left the meeting.

10:40 a.m. The meeting reconvened.

11:20 a.m. J. Bunger left the meeting.

11:30 a.m. The board recessed briefly and then continued the meeting over lunch in closed session.

12:00 p.m. Megel left the meeting.

12:15 p.m. Megel returned to the meeting.

12:35 p.m. The meeting recessed.  
12:40 p.m. The meeting reconvened. Stark and Grutsch left the meeting.  
  
12:45 p.m. Megel left the meeting.  
12:50 p.m. Megel returned to the meeting.  
  
12:55 p.m. Karen Bowen arrived.  
  
1:05 p.m. The board came out of closed session. Schuldt left the meeting.

### **Licensure Recommendations**

Based on discussion in closed session the following motions were made:

#### ***Linda Spinks***

4. M. Bunger made the motion seconded by Gondringer **that the board notify Linda Spinks of their intention to reinstate her RN license on probation pending successful completion of a board-approved refresher course. The period of probation will be five years. Terms of probation include: Abstain from alcohol and controlled substances, treating practitioner must verify all prescription medications, report all prescription medications taken, submit to random body fluid screens, advise department of any professional counseling and submit reports, participate in three NA, AA or other support group meetings per week, work under direct RN supervision for 1 year, work under indirect RN supervision for one year, have no access to controlled substances in course of employment for one year, have access to controlled substances under supervision for one year, practice a minimum of 130 hours per quarter and obtain a sponsor.**

Voting Aye: Mann, Ross, Gondringer, Echternacht, Megel, M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: none. Absent: Smith, J. Bunger and Nickel. Motion carried.

#### ***Michael Foster***

5. Higgins made the motion seconded by Brauer **that the board notify Michael Foster of their intention to reinstate his RN license on probation with the conditions contained in the Agreed Settlement of 12/10/1991. The period of probation will be three years.**

Voting Aye: Mann, Ross, Gondringer, Echternacht, Megel, M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: none. Absent: Smith, J. Bunger and Nickel. Motion carried.

#### ***Lindsey Kenton***

6. M. Bunger made the motion seconded by Gondringer **that the board recommend that**

**the department issue an RN license on probation to Lindsey Kenton. The period of probation will be five years. The conditions of probation will include: Abstain from alcohol and controlled substances, treating practitioner must verify all prescription medications, report all prescription medications taken, submit to random body fluid screens, comply with treatment recommendations, advise department of any professional counseling and submit reports, participate in three NA, AA or other support group meetings per week, practice a minimum of 130 hours per quarter and obtain a sponsor.**

Voting Aye: Mann, Ross, Gondringer, Echternacht, Megel, M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: none. Absent: Smith, J. Bunger and Nickel. Motion carried.

***Matthew Dunagan***

7. Gondringer made the motion seconded by M. Bunger **that the board recommend that the department issue Matthew Dunagan an unencumbered RN license.**

Voting Aye: Mann, Ross, Gondringer, Echternacht, , M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: Megel. Absent: Smith, J. Bunger and Nickel. Motion carried.

***Heather Fowler***

8. Megel made the motion seconded by Mann **that the board recommend that the department issue Heather Fowler an unencumbered LPN license pending successful completion of NCLEX-PN®.**

Voting Aye: Mann, Ross, Gondringer, Echternacht, Megel, M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: none. Absent: Smith, J. Bunger and Nickel. Motion carried.

***Laura Hogan***

9. Higgins made the motion seconded by Brauer **that the board recommend that the department issue Laura Hogan an unencumbered LPN license.**

Voting Aye: Mann, Ross, Gondringer, Echternacht, Megel, M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: none. Absent: Smith, J. Bunger and Nickel. Motion carried.

***Kathleen Presher***

10. Gondringer made the motion seconded by M. Bunger **that the board recommend that the department issue Kathleen Presher an unencumbered LPN license.**

Voting Aye: Mann, Ross, Gondringer, Echternacht, Megel, M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: none. Absent: Smith, J. Bunger and Nickel. Motion carried.

***Mary Buckley***

11. M. Bunger made the motion seconded by Lloyd **that the board approve the practice plan as submitted by Mary Buckley.**

Voting Aye: Mann, Ross, Gondringer, Echternacht, Megel, M. Bunger, Lloyd, Brauer, and Higgins. Voting Nay: none. Abstain: none. Absent: Smith, J. Bunger and Nickel. Motion carried.

**Attendance at CAC Meeting**

The 2006 CAC meeting will be held in Williamsburg, VA, October 17-20, 2006. This meeting is for public members of health-related boards. We have send our public members to this meeting in the past. J. Bunger has indicated she would like to attend. Kelly explained that the cash spending authority for the department for Program 178, which includes the boards, is very tight this year. Kelly will seek guidance from Helen Meeks regarding availability of funds to support attendance at this meeting.

**Next Meeting**

The next meeting of the Board of Nursing will be held at the W.H. Thompson Alumni Center at 68<sup>th</sup> and Dodge on the University of Nebraska at Omaha campus on Thursday, September 21, 2007. Board members are reminded that they need to arrive early to ensure a parking space. The board decided to start the meeting at 8:00 a.m. Mann and Echternacht indicated that they will not be able to attend the September meeting.

**Adjournment**

Board President Echternacht asked board members and attendees to evaluate the meeting. Comments included that the meeting was very efficient and a lot of material was covered. Board members directed Kelly to send their recommendations regarding the complaint summary report to Grutsch including: the need for monthly vs. quarterly reports, more complete explanation for why complaints are closed, clear designation of which complaints were reviewed by the board representative and the request for copies of the complaints the board has requested to review. A status report on the number of cases each investigator has open and the "age" of the complaint would also be helpful.

The meeting adjourned at 1:15 p.m.

Respectfully submitted,

*Jaqueline Ross*

Jacqueline Ross, Secretary